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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

BIKASH MOHAN MOHANTY, Individually and
On Behalf of All Others Similarly Situated,

Plaintiff,

v.

AMIR BASSAN-ESKENAZI, RAN OZ,
FREDERICK BALL, GAL ISRAELY, DEAN
GILBERT, KEN GOLDMAN, LLOYD CARNEY,
BRUCE SACHS, ROBERT SACHS, GEOFFREY
YANG, MORGAN STANLEY & CO. INC,
MERRILL LYNCH, PIERCE, FENNER & SMITH
INC., COWEN & CO., INC., JEFFERIES & CO.,
INC., THINKEQUITY PARTNERS, LLC,
BIGBAND NETWORKS, INC.,

Defendants.

Case No. 07-cv-05101-SBA

PROOF OF SERVICE

PROOF OF SERVICE
Case No. C 07-cv-05101-SBA

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address 2125 Oak Grove Road, Suite 120, Walnut Creek, California 94598. On October 23, 2007, I served the within documents:

Amended Administrative Motion to Consider Whether Cases Should be Related Pursuant to L.R.3-12(B)

[Proposed] Order Granting Amended Administrative Motion to Consider Whether Cases Should Be Related Pursuant to L.R.3-12(B)

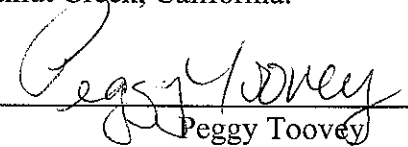
- ☐ by placing a copy of the document(s) listed above for collection and mailing following the firm's ordinary business practice in a sealed envelope with postage thereon fully prepaid for deposit in the United States mail at Walnut Creek, California addressed as set forth below.
- ☐ by depositing a true copy of the same enclosed in a sealed envelope with delivery fees provided for a Overnight/Federal Express pick up box or office designated for overnight delivery, and addressed as set forth below.
- ☐ By causing a process server to personally deliver a copy of the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by facsimile transmission on that date. This document was transmitted by using a Canon LC 710 facsimile machine that complies with California Rules of Court Rule 2003(3), telephone number (925) 945-8792. The transmission was reported as complete and without error.
- ☒ by e-mail transmission on that date. These documents were transmitted via e-mail to the following e-mail addresses as set forth below.

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1 I am readily familiar with the firm's practice of collecting and processing correspondence for
2 mailing. Under that practice it would be deposited with the U.S. Postal Service on the same day
3 with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion
4 of the party served, service is presumed invalid if postal cancellation date or postage meter date
5 is more than one day after date of deposit for mailing in affidavit.

6 I declare under penalty of perjury under the laws of the State of California that the above is
7 true and correct, executed on October 23, 2007, at Walnut Creek, California.

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10 Peggy Toovey
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